Attorney Docket No. 6750-0007.02 (SU98-U01.US1.CON1)

PATENT

I hereby certify that this correspondence is being deposited with the United States Patent Office with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 2, 2004.

By: Sail Wardwell
Name: Gail Wardwell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of A

ALEXANDER et al.

Serial No.:

10/764,010

Examiner:

Unassigned

Confirmation No.:

Art Unit:

Unassigned

Filed:

January 22, 2004

For:

ASSESSING THE CONDITION OF A JOINT AND DEVISING TREATMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

[X]	In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
[]	In accordance with 37 C.F.R. §1.97(c), also enclosed is:
	[] the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
	[] a statement as specified in 37 C.F.R. §1.97(e).
[]	In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
[]	Check No in the amount of \$180 for the total fee is attached.



Attorney Docket No. 6750-0007.02 (SU98-U01.US1.CON1) Serial No. 10/764,010

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- [X] A return receipt postcard is also enclosed.
- [] Please charge \$____ to Deposit Account No. 18-1648 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 18-1648.

Dated: 3 - 2 - 04

Respectfully submitted,

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By:

Dahna S. Pasternak Reg. No. 41,411 Attorney Docket No. 6750-0007.02 (SU98-U01.US1.CON1)

PATENT

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By: Jail Wardwell

Gail wardwell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	ALEXANDER e	t al.		
Serial No.: 10/	764,010		Examiner:	Unassigned

Confirmation No.: Art Unit: Unassigned

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For: ASSESSING THE CONDITION OF A JOINT AND DEVISING TREATMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §\$1.97 and 1.98.

[]	Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
[X] .	No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. 09/662,224 to which the above-identified application claims priority under 35 U.S.C. §120.
	Publication(s) listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to application serial no and mailed on



Attorney Docket No. 6750-0007.02 (SU98-U01.US1.CON1) Serial No. 10/764,010

Page 2

[]	Enclosed is a copy of a non-English publication(s) Pursuant to §609
	of the M.P.E.P., Applicant submits the attached foreign search or
	examination report, which cites such non-English language publication(s)

- [] Enclosed is a copy of a non-English publication(s) ___. English language publication ___ (copy enclosed) claims priority from this non-English publication.
- [] Enclosed is an explanation of non-English publication(s) ___ for which an English translation is not available.
- [] Enclosed is an English translation of non-English publication(s) __cited in the attached Form PTO/SB/08A.
- [] Enclosed is a copy of pending patent Application Serial No. ___.

This Information Disclosure Statement is filed within any one of the following time periods:

- [] within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- [] within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;
- [X] before the mailing date of a first office action on the merits; or
- [] before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: May 2, 2004

Respectfully submitted,

Robins & Pasternak LLP 1731 Embarcadero Road, Suite 230 Palo Alto, CA 94303

Tel: (650) 493-3400 Fax: (650) 493-3440 By:

Dahna S. Pasternak Reg. No. 41,411

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet of 16

Complete if Known						
Application Number	10/764,010					
Filing Date	January 22, 2004					
First Named Inventor	ALEXANDER et al.					
Group Art Unit	Unassigned	·				
Examiner Name	Unassigned					
Attorney Docket Number	6750-0007.02 (SU98-U01.US1.CON1)					

		U.S. Patent Document			
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Examiner	Date		
Signature	 Considered		

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Sheet	2	of	16	Attorney Docket Number	6750-0007.02 (SU98-U01.US1.CON1)		

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Examiner Initials*	Cite No.	roteigh ratent Document			N CD	Date of Publication			
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	Bl	PCT	WO 02/22014		Leland Stanford Junior University	3/21/02			

Examiner	Cite	OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book,	ТТ
Initials*	No.	magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	'
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Signature	Considered	

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Sub	Substitute for form 1449A/PTO			Complete if Known		
				Application Number	10/764,010	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT			SCLOSURE	Filing Date	January 22, 2004	
			PPLICANT	First Named Inventor	ALEXANDER et al.	
(use as many sheets as necessary)			,	Group Art Unit	Unassigned	
			necessary)	Examiner Name	Unassigned	
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Examiner	Date	•
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				Application Number	10/764,010		
II.	VFORMATION	ON DI	SCLOSURE	Filing Date	January 22, 2004		
STATEMENT BY APPLICANT			APPLICANT	First Named Inventor	ALEXANDER et al.		
	,		,	Group Art Unit	Unassigned		
(use as many sheets as necessary)			s necessary)	Examiner Name	Unassigned		
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Examiner	Date	· · · · · · · · · · · · · · · · · · ·
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·				Application Number	10/764,010	
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STATEMENT BY APPLICANT			PPLICANT	First Named Inventor	ALEXANDER et al.	
				Group Art Unit	Unassigned	
(use as many sheets as necessary)			s necessary)	Examiner Name	Unassigned	
Sheet 5 of 16		Attorney Docket Number	6750-0007.02 (SU98-U01.US1.CON1)			

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Examiner	Date	
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Signature	Considered	

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	•			Application Number	10/764,010
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	,			Group Art Unit	Unassigned
(use as many sheets as necessary)		Examiner Name	Unassigned		
Sheet	6	of	16	Attorney Docket Number	6750-0007.02 (SU98-U01.US1.CON1)

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Ī	,			Group Art Unit	Unassigned		
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